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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/076,362	02/14/2002	Alexander Druyan	AUS920011019US1	1508
7590 Darcell Walker 8107 Carvel Lane Houston, TX 77036	02/03/2009		EXAMINER BOSWELL, BETH V	
			ART UNIT 3623	PAPER NUMBER
			MAIL DATE 02/03/2009	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte ALEXANDER DRUYAN, DONALD A. JAMES,
CHING YU CONRAD LO, ARSALAN K. LODHI,
FABIAN F. MORGAN and SANDRA JUNI SCHLOSSER

Application 10/076,362
Technology Center: 3600

Mailed: February 3, 2009

Before GLORIA HENDERSON, *Review Team Paralegal*
HENDERSON, *Review Team Paralegal.*

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on June 3, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

Application No. 10/076,362

On August 10, 2007, appellants filed an Amended Appeal Brief. A review of the file reveals that claims 6, 11, 23 and 25 in the appendix of the Amended Appeal Brief are not consistent as amended in the Amendment filed August 11, 2006. Appropriate correction is required.

Accordingly, it is

ORDERED that the application is electronically returned to the Examiner for correction of the appendix to the Amended Appeal Brief filed August 10, 2007, and for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

GJH

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